



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

VIA ELECTRONIC MAIL

Mr. Dale Hollabaugh
Maintenance Manager
Braeburn Alloy Steel Corporation
101 Braeburn Road
Lower Burrell, Pennsylvania 15068
dhollabaugh@earthlink.net

Re: Braeburn Alloy Steel Corporation CWA and EPCRA Information Requirement

Dear Mr. Hollabaugh:

The United States Environmental Protection Agency (EPA) hereby requires that Braeburn Alloy Steel Corporation (Braeburn) provide certain information regarding the Braeburn Neville Island facility located at 101 Braeburn Road, Lower Burrell, Pennsylvania 15068 (Facility). EPA requires this information as a part of its investigation of Braeburn's compliance with the Clean Water Act (CWA), 33 U.S.C. § 1251, et seq., and the Emergency Planning and Community Right-to-Know Act (EPCRA), 42 U.S.C. § 11023, et seq.

Compliance with this Information Requirement is mandatory. Failure to respond fully and truthfully to the Information Requirement in accordance with deadlines set forth in the Information Requirement, or to adequately justify such failure to respond, can result in enforcement action by EPA. Please note that the provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

Braeburn is entitled to assert a business confidentiality claim, covering all or part of the information which this letter requires. Any such claim should be made in accordance with the procedures described at 40 C.F.R. § 2.203(b). In the event that Braeburn asserts a claim of business confidentiality with respect to any document, Braeburn should provide EPA with a redacted version of the document which does not contain any claimed business confidential information and which can be distributed to the public, if requested. EPA will provide the public with information subject to a claim of business confidentiality only in accordance with the procedures set forth at 40 C.F.R. Part 2, Subpart B. Unless a confidentiality claim is asserted at the time the required information is provided, EPA may make this information available to the public without further notice to Braeburn.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501.

EPA is cognizant of potential worker shortages due to the COVID-19 pandemic as well as the travel and social distancing restrictions imposed by both governments and corporations or recommended



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by the Centers for Disease Control and Prevention to limit the spread of COVID-19. The consequences of the pandemic may affect facility operations and the availability of key staff and contractors. Due to the uncertainty surrounding the COVID-19 public health emergency, we understand that Braeburn may not have complete information at this time. In that case, Braeburn should provide a partial response within 30 days with all available information and a detailed explanation of the circumstances that prevent Braeburn from providing a complete response. Braeburn shall then submit a final response when complete information is accessible. If Braeburn submits a partial response, please indicate that a complete response will follow.

If you have any questions concerning this information request, please contact Jennie Brancho at (215) 814-2087 or brancho.jennie@epa.gov.

Sincerely,

Karen Melvin, Director
Enforcement and Compliance Assurance Division

Enclosures (2)

cc: Stacey Greenwald – PADEP (sgreenwald@pa.gov)
Jennie Brancho – EPA (brancho.jennie@epa.gov)
Scott Rice – EPA (rice.scott@epa.gov)

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

In the Matter of: :

:
: Proceeding under Section 308 of the
: Clean Water Act, 33 U.S.C. § 1318

Braeburn Alloy Steel Corporation :
101 Braeburn Road :
Lower Burrell, Pennsylvania 15068 :

INFORMATION REQUIREMENT

Respondent :
: :
: :
_____ :

I. STATUTORY AUTHORITY

1. This Information Requirement is issued under the authority vested in the United States Environmental Protection Agency (EPA) by Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318. The Administrator of the EPA has delegated this authority to the Regional Administrator of EPA Region III who in turn has delegated it to the Director of the Enforcement and Compliance Assurance Division of EPA Region III. EPA hereby requires Braeburn Alloy Steel Corporation (Braeburn, Respondent) to provide the information specified below.

II. STATUTORY AND REGULATORY BACKGROUND

2. EPA is authorized under Section 308 of the CWA, 33 U.S.C. § 1318, to require owners and operators of point sources to establish records and make such reports as may be necessary to carry out the purpose of the CWA, including but not limited to:
 - a. developing or assisting in the development of any effluent limitation, or other limitation, prohibition, effluent standard, pretreatment standard, or standard of performance under the CWA;
 - b. determining whether any person is in violation of any such effluent limitation, or other limitation, prohibition or effluent standard, pretreatment standard, or standard of performance;
 - c. any requirement under Section 308 of the CWA; and
 - d. carrying out Sections 305, 311, 402, 404, and 504 of the CWA.
3. Providing misleading or false information may subject you to civil and criminal sanctions. The information you provide may be used by EPA in administrative, civil or criminal proceedings.

4. You may assert a business confidentiality claim covering all or part of the information submitted in response to this Requirement in the manner described in 40 C.F.R. Part 2 Subsection B. Information covered by a business confidentiality claim will be disclosed by EPA only to the extent and by means of the procedures set forth in Subpart B, 40 C.F.R. Part 2. If no claim of confidentiality accompanies the information submitted when it is received by EPA, it may be made available to the public by EPA without further notice. You may not withhold any information from EPA on the grounds that it is confidential business information.
5. This Information Requirement does not preclude EPA from performing inspections at any Braeburn facilities.

III. INSTRUCTIONS

6. Provide a separate narrative response for each question set forth below and for each subpart of each question.
7. Identify each answer with the corresponding number of the question and subpart to which it responds.
8. State the name, address, email address, telephone number, and occupation of each person providing responses, or contributing information to responses, to each request for information below.
9. Provide all documents in your possession which relate to the responses given. With respect to each document, identify the date, author, addressee, current location, and custodian and identify the question or subpart to which it relates.
10. Answer each question to the extent possible. If any question cannot be answered in full, explain why to the extent possible. If your responses are qualified in any manner, please explain.
11. If information or documents unknown or unavailable to you as of the date of your response to this request become known or available to you after submitting your response to the request, you must supplement your response to EPA. Moreover, should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide a corrected response.
12. Each submission pursuant to this request must be accompanied by the following certification and must be signed by a representative of Braeburn authorized to respond on behalf of that entity.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that

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there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations.”

Signed: _____

Printed: _____

Title: _____

Date: _____

13. All information shall be submitted within thirty (30) days of receipt of this Information Requirement electronically to:

Jennie Brancho
Enforcement and Compliance Assurance Division
United States Environmental Protection Agency, Region III
1650 Arch Street (3ED32)
Philadelphia, PA 19103-2029
brancho.jennie@epa.gov

If you are unable to send requested documentation electronically, please contact Jennie Brancho via phone or email to discuss alternate delivery methods. In both your message and written response, please indicate the specific information requested by EPA that you are unable to provide electronically.

14. If you have questions regarding this Information Requirement, you may contact Jennie Brancho of the Enforcement and Compliance Assurance Division at brancho.jennie@epa.gov or (215) 814-2087.

IV. INFORMATION REQUIREMENT

The Respondent is hereby required to submit the following information to EPA within thirty (30) calendar days of receipt of this Information Requirement:

Information Requirement: General Questions

15. Provide a narrative description of Neville Island facility (located at 101 Braeburn Road, Lower Burrell, Pennsylvania), facility background, operational processes, and water pollution control equipment. Provide a brief summary and flow diagram of the facility's processes. Include in your response a site map that includes all outfall locations and a plot plan.

Information Requirement: Clean Water Act – National Pollutant Discharge Elimination System (NPDES)

16. Attached is a spreadsheet with effluent exceedances identified in EPA's data systems for the period June 1, 2015 through March 31, 2020 and based on discharge monitoring reports (DMR) submitted by the Neville Island facility. Please identify any additional effluent exceedances for the period of June 1, 2015 – March 31, 2020 not identified on the spreadsheet and provide a certification as to the accuracy of the spreadsheet and any additions pursuant to Paragraph 12.
17. For each exceedance identified in Paragraph 16, provide a detailed narrative description of the cause of the exceedance and any measure you have taken or intent to take to correct the exceedance or prevent future exceedances. Include completed or scheduled dates for each identified measure. If applicable, include detailed noncompliance notifications submitted to Pennsylvania Department of Environmental Protection ("PADEP").
18. Provide copies of any documents identified in or in support of your responses to questions 15-17, including copies of DMRs for exceedances identified in Paragraph 16.
19. Provide any additional information related to violations that impact the current compliance status at the facility, other than those exceedances identified in Paragraph 16.

Information Requirement: Emergency Planning and Community Right-to Know Act (EPCRA)

Although EPA has no official information gathering authority under EPCRA, EPA still requests the following information pursuant to Section 313 of EPCRA:

20. Provide the facility's primary Standard Industrial Classification ("SIC") and North American Industry Classification System ("NAICS") code during calendar years 2016, 2017 2018, and 2019.
21. Provide the company's total corporate revenue during calendar years 2016, 2017, 2018, and 2019.
22. Provide the number of people employed at the Facility during calendar years 2016, 2017, 2018, and 2019.
23. Provide a list of chemicals subject to EPCRA Section 313 manufactured (either directly or incidentally), processed, or otherwise used at the facility during calendar years 2016, 2017, 2018, and 2019 (a list of subject chemicals can be found at EPA's TRI homepage at <http://www.epa.gov/tri>). This includes any nickel, manganese, chromium, and other listed metals contained in nickel and stainless steel alloys processed at the facility.
24. Provide the amount of each subject chemical (or chemical category):
 - a. Manufactured (via chemical reaction either directly or incidentally) during calendar years 2016, 2017, 2018, and 2019;
 - b. Processed (e.g., implemented into the facility's products) during calendar years 2016, 2017, 2018 and 2019; and
 - c. Otherwise used (e.g., as a processing aid or for ancillary use such as cleaning process equipment) during calendar years 2016, 2017, 2018, and 2019.

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Include all calculations and purchase records supporting these amounts, including the activities regarding the nickel, chromium, manganese, and other listed subject chemicals manufactured, processed, or otherwise used at the Facility;

25. Provide Safety Data Sheets for all raw materials and mixtures containing chemicals subject to EPCRA Section 313 used during 2016, 2017, 2018, and 2019.

V. EFFECTIVE DATE

This INFORMATION REQUIREMENT is effective upon receipt.

Date: _____

Karen Melvin, Director
Enforcement and Compliance Assurance Division

ATTACHMENT 1

Effluent Limit Exceedances Report

PA0001406: BRAEBURN ALLOY STEEL ROLLING MILL FAC, LOWER BURRELL, PA 15068

Monitoring Period Date Range: 06/01/2015 to 03/31/2020

Monitoring Period Date	Outfall	Parameter Description	Limit Type	DMR Value	DMR Value Unit	Limit Value	Limit Value Unit
5/31/2017	4	Coliform, fecal general	INST MAX	2420	#/100mL	1000	#/100mL
6/30/2017	4	Coliform, fecal general	INST MAX	1012	#/100mL	1000	#/100mL
7/31/2017	4	Coliform, fecal general	INST MAX	2420	#/100mL	1000	#/100mL
9/30/2017	4	Coliform, fecal general	INST MAX	1733	#/100mL	1000	#/100mL
2/28/2018	5	Solids, total suspended	MO AVG	52	mg/L	30	mg/L
3/31/2018	5	Solids, total suspended	MO AVG	97	mg/L	30	mg/L
3/31/2018	5	Solids, total suspended	DAILY MX	120	mg/L	60	mg/L
4/30/2018	5	Solids, total suspended	MO AVG	54	mg/L	30	mg/L
5/31/2018	4	Coliform, fecal general	GEO MEAN	2420	#/100mL	200	#/100mL
5/31/2018	4	Coliform, fecal general	INST MAX	2420	#/100mL	1000	#/100mL
5/31/2018	5	Solids, total suspended	MO AVG	88	mg/L	30	mg/L
5/31/2018	5	Solids, total suspended	DAILY MX	88	mg/L	60	mg/L
6/30/2018	4	Coliform, fecal general	INST MAX	2420	#/100mL	1000	#/100mL
6/30/2018	4	Coliform, fecal general	GEO MEAN	1254	#/100mL	200	#/100mL
8/31/2018	5	Solids, total suspended	MO AVG	416	mg/L	30	mg/L
8/31/2018	5	Solids, total suspended	DAILY MX	416	mg/L	60	mg/L
9/30/2018	4	Flow, in conduit or thru treatment plant	MO AVG	0.0036	MGD	0.001	MGD
4/30/2019	5	Solids, total suspended	MO AVG	92	mg/L	30	mg/L
4/30/2019	5	Solids, total suspended	DAILY MX	92	mg/L	60	mg/L
5/31/2019	5	Solids, total suspended	MO AVG	113	mg/L	30	mg/L

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Monitoring Period Date	Outfall	Parameter Description	Limit Type	DMR Value	DMR Value Unit	Limit Value	Limit Value Unit
7/31/2019	5	Solids, total suspended	MO AVG	92	mg/L	30	mg/L
7/31/2019	5	Solids, total suspended	DAILY MX	150	mg/L	60	mg/L
8/31/2019	4	Flow, in conduit or thru treatment plant	MO AVG	0.0018	MGD	0.001	MGD
8/31/2019	4	Coliform, fecal general	INST MAX	2420	#/100mL	1000	#/100mL
10/31/2019	5	Solids, total suspended	DAILY MX	86	mg/L	60	mg/L
10/31/2019	5	Solids, total suspended	MO AVG	46	mg/L	30	mg/L
11/30/2019	5	Solids, total suspended	DAILY MX	94	mg/L	60	mg/L
11/30/2019	5	Solids, total suspended	MO AVG	47	mg/L	30	mg/L
1/31/2020	4	Flow, in conduit or thru treatment plant	MO AVG	0.0025	MGD	0.001	MGD
2/29/2020	5	Solids, total suspended	MO AVG	78.7	mg/L	30	mg/L
2/29/2020	5	Solids, total suspended	DAILY MX	170	mg/L	60	mg/L
3/31/2020	4	Coliform, fecal general	GEO MEAN	2420	#/100mL	2000	#/100mL